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Attorneys for Defendant

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

12		)	Case No.: 1:20-CV-01504-EPG
13	SERGIO E. ROJAS ENRIQUEZ,	)	
14		)	ORDER RE: STIPULATION FOR
15	Plaintiff,	)	VOLUNTARY REMAND PURSUANT TO
16		)	SENTENCE FOUR OF 42 U.S.C. § 405(g)
17	v.	)	
18	KILOLO KIJAKAZI, <sup>1</sup>	)	
19	Acting Commissioner of Social Security	)	
20	Defendant.	)	
21		)	
22		)	
23		)	
24		)	
25		)	

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision.

<sup>1</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted, therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 On remand, the Commissioner will re-evaluate the medical evidence, including but not  
2 limited to considering the medical opinion evidence pursuant to 20 CFR 404.1520c and  
3 416.920c. The Commissioner will conduct any necessary further proceedings and issue a new  
4 decision. The parties further request that the Clerk of the Court be directed to enter a final  
5 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the  
6 Commissioner.

7 Respectfully submitted,

8 Dated: July 20, 2021

/s/ Melissa Newel\*

(\*as authorized via e-mail on 7/16/21)

MELISSA NEWEL  
Attorney for Plaintiff

11 Dated: July 20, 2021

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15 By: /s/ Marcelo Illarmo

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Special Assistant United States Attorney

Attorneys for Defendant

**ORDER**

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand") (ECF No. 13), IT IS HEREBY ORDERED that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings consistent with the terms of the Stipulation to Remand. The Clerk of the Court is directed to enter a judgment in favor of Plaintiff and against Defendant.

IT IS SO ORDERED.

Dated: July 21, 2021

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE